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FACSIMILE TRANSMISSION COVER SHEET

January 12, 2001

*received  
1/12/01  
DJF*

**SEND TO:** Examiner David Fox

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**FROM:** Gerard Weiser

**CLIENT#:**

**ATTY#:** 1286

**RE:** U.S. Serial No. 09/079,640; Our Ref.: 1018-00

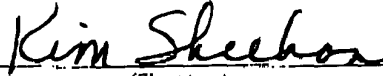
**NUMBER OF PAGES INCLUDING COVER PAGE: 9**

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**COMMENTS:**

**IF THERE IS A PROBLEM, CALL: 215 751-2424**

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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			<b>Docket No.</b> 1018-00
Applicant(s): <b>Henry Daniell</b>			
<b>Serial No.</b> 09/079,640	<b>Filing Date</b> 5/15/98	<b>Examiner</b> David Fox	<b>Group Art Unit</b> 1638
Invention: <b>UNIVERSAL CHLOROPLAST INTEGRATION AND EXPRESSION VECTORS, TRANSFORMED PLANTS AND PRODUCTS THEREOF</b>			
<div style="text-align: right;">received 1/12/01 JDF</div> <p>I hereby certify that this _____ <b>Response</b> _____ (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-305-7401</u>) on <u>January 11, 2001</u> (Date)</p> <p style="text-align: center;"><b>Kim Sheehan</b> (Typed or Printed Name of Person Signing Certificate)  (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

#16

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Art Unit : 1638  
Examiner : D. T. Fox  
Serial No. : 09/079,640  
Filed : May 15, 1998  
Inventors : Henry Daniell  
Title : UNIVERSAL CHLOROPLAST  
: INTEGRATION AND EXPRESSION  
: VECTOR, METHOD OF USE AND  
: TRANSFORMED PLANTS

1600 Market Street  
Suite 3600  
Philadelphia, PA 19103

**Docket: 1018-00 (922.6588P)**

Dated: January 12, 2001

**RESPONSE**

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

The undersigned would like to thank the Examiner for the personal interview on January 9, 2001, during which we discussed the following issues. The Interview Summary is of record.

**REMARKS**

The several issues are addressed below.

**I. Double Patenting Rejections****Double Patenting Rejection on U.S. Patent No. 5,932,479**

The claims listed in the Office Action are rejected over claims 19-23, 25-29, 31 and 34 on patent '479. Examiner states that it would be obvious to one of ordinary skill in the art to obtain the chloroplast expression vector comprising a promoter/structural gene/terminator flanked by homologous chloroplast regions for integration, and the resultant plants containing the transformed chloroplasts. The Examiner considers that the instant application claims an expression cassette comprising

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